IN THE HIGH COURT OF JUDICATURE AT BOMBAY

TESTAMENTARY AND INTESTATE JURISDICTION

NOTICE OF MOTION NO.156 OF 2005

IN

SUIT NO.43 OF 2001

IN

PETITION NO.16 OF 2001

Shri Lachhman J. Gursahani ...Plaintiff

v/s

Ms Savitri T. Pardasani and anr. ...Defendants

Mr Rajesh Shah i/b M/s Lilani Shah and Co. for Plaintiff.

None for Defendants.

CORAM : D.K. DESHMUKH J.

DATE : 27TH JULY 2006.

P.C. :-

1. This is a motion taken out by the plaintiff. The learned counsel appearing for plaintiff states that the defendants have been served with this motion. He has filed affidavit of service. None appears for the defendants, no reply has been filed. In the absence of any reply, accepting the averments made in the affidavit in support of the motion, notice of motion is granted in terms of prayer clause (a). The learned counsel appearing for plaintiff states that the caveat filed by the defendants was the only caveat filed in the probate petition. The statement is accepted. In view of this statement, motion is also granted in terms of prayer clause (b).

. Parties to act on the copy of this order duly authenticated by the Associate / Private Secretary as true copy.

. Certified copy expedited.